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8 IN THE UNITED STATES DISTRICT COURT
9 FOR THE NORTHERN DISTRICT OF CALIFORNIA
10

11 UNITED STATES OF AMERICA,)	No. CR-06-0172 CRB
)	
12 Plaintiff,)	STIPULATION AND PROPOSED
)	ORDER CONTINUING SENTENCING
13 v.)	HEARING
)	
14 ROBERT SMITH,)	
)	
15 Defendant.)	
_____)	
16		

17 Having been convicted of possessing child pornography in violation of 18 U.S.C §
18 2252(a)(4)(B), defendant Robert Smith is scheduled to be sentenced by this Court on May 16,
19 2007. Defense counsel will be out of the state on May 16, 2007, and the probation officer is
20 unavailable on May 23, 2007. Accordingly, the parties agree and stipulate that the sentencing

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1 hearing should be continued to May 30, 2007 at 2:15 PM.

2 IT IS SO STIPULATED.

3 Dated: 5/2/07

/s/

BARRY J. PORTMAN
Federal Public Defender
JOSH COHEN
Assistant Federal Public Defender

6 Dated: 5/2/07

/s/

SCOTT N. SCHOOLS
United States Attorney
MICHELLE MORGAN-KELLY
Assistant United States Attorney

10 **ORDER**

11 Accordingly, and for good cause shown, it is hereby ordered that the sentencing hearing
12 presently scheduled for May 16, 2007 shall be continued to May 30, 2007 at 2:15 PM.

13 IT IS SO ORDERED.

14 Dated: May 2, 2007

15 CHARLES R. BREYER
16 UNITED STATES DISTRICT JUDGE

